



CHULA VISTA REDEVELOPMENT AGENCY  
TOWN CENTRE I REDEVELOPMENT PROJECT AREA

SIDEWALK CAFÉ  
HOLD HARMLESS AGREEMENT

Pursuant to Redevelopment Agency Resolution 1410 adopted the 21<sup>st</sup> day of June 1994:

\_\_\_\_\_, owner of "\_\_\_\_\_"  
(Name of Owner) (Business)  
(the "Business"), located at \_\_\_\_\_ Third Avenue, Suite \_\_\_\_\_, shall defend, indemnify and hold harmless the Chula Vista Redevelopment Agency ("Agency") and the City of Chula Vista ("City"), its agents, elected and appointed officers and employees, from and against all claims, damages, liability, cost and expense (including, without limitation, attorney's fees) arising out of the operation of a Sidewalk Café, operated in conjunction with the Business, and the conduct of its owner or any agent, officer, employee, subcontractor, or other person acting on behalf of the Business, except only for those claims arising from the sole negligence or sole willful conduct of the Agency and/or City, its agents, officers, or employees. This indemnification shall include any and all costs incurred by the City, its agents, officers or employees in defending against such claims, whether the same proceed to judgment or not. Further, the owner of the Business shop, at its own expense, shall, upon written request by the City, defend any such suit or action brought against the City, its agents, officers, or employees. The Owner's indemnification of the City shall not be limited by any prior or subsequent declaration by the Owner.

Executed this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_ in the City of Chula Vista, California.

ACKNOWLEDGED AND APPROVED BY:

\_\_\_\_\_  
(Business Name)

\_\_\_\_\_  
(Owner)

\_\_\_\_\_  
(Owner)

APPROVED AS TO FORM BY:

\_\_\_\_\_  
John M. Kaheny, City Attorney

ATTACHMENT: Insurance Certificate